

1 RYLEY CARLOCK et al.  
2 JOHN C. LEMASTER (SBN 011588)  
jlemaster@rcalaw.com  
3 One North Central Avenue, Suite  
4 1200  
5 Phoenix, Arizona 85004-4417  
6 Telephone: (602) 258-7701  
Facsimile: (602) 257-9582

7 KINSELLA WEITZMAN et al.  
8 DALE F. KINSELLA (SBN 63370 )  
JEREMIAH T. REYNOLDS (SBN 223554)  
jreynolds@kwikalaw.com  
9 808 Wilshire Boulevard, 3rd Floor  
Santa Monica, California 90401  
10 Telephone: (310) 566.9800  
11 Facsimile: (310) 566.9850  
12 Attorneys for Plaintiffs Legend-Morphy and Laura Sperber  
13

14 David S. Gingras, #021097  
15 **Gingras Law Office, PLLC**  
3961 E. Chandler Blvd., #111-243  
Phoenix, AZ 85048  
16 Tel.: (480) 668-3623  
Fax: (480) 248-3196  
David@GingrasLaw.com

17 Attorney for Defendant Xcentric Ventures, LLC

18  
19                   **UNITED STATES DISTRICT COURT**  
20                   **DISTRICT OF ARIZONA**  
21

22 LEGEND-MORPHY, a general  
23 partnership, and LAURA SPERBER, an  
individual,

24                   Plaintiffs,

25 v.

26 XCENTRIC VENTURES, LLC, an  
27 Arizona Limited Liability Company; and  
DOES 1–10,

28                   Defendants.

Case No.: 12-CV-2260-ROS

STIPULATION TO DISMISS

---

STIPULATION TO DISMISS

1 Pursuant to the agreement of the parties and Fed. R. Civ. P. 41(a)(2), Plaintiffs  
2 LEGEND-MORPHY and LAURA SPERBER ("Plaintiffs") and Defendant XCENTRIC  
3 VENTURES, LLC ("Xcentric") hereby stipulate and agree this action may be dismissed  
4 without prejudice, each side to bear their own costs and fees.

5 RESPECTFULLY SUBMITTED: January 18, 2013.

6

7 **GINGRAS LAW OFFICE, PLLC**

8 /S/ David S. Gingras  
9 David S. Gingras  
10 Attorneys for Defendant  
11 Xcentric Ventures, LLC

12

13 **KINSELLA WEITZMAN ISER  
KUMP & ALDISERT LLP**

14 /S/ Jeremiah Reynolds  
15 Dale Kinsella  
16 Jeremiah Reynolds  
17 Attorneys for Plaintiffs

18 GINGRAS LAW OFFICE, PLLC  
19 3961 E. CHANDLER BLVD., #111-2433  
20 PHOENIX, ARIZONA 85048

## **CERTIFICATE OF SERVICE**

I hereby certify that on January 18, 2013 I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing, and for transmittal of a Notice of Electronic Filing to the following:

John C. Lemaster, Esq.  
RYLEY CARLOCK & APPLEWHITE  
One North Central Avenue, Suite 1200  
Phoenix, Arizona 85004-4417

Dale F. Kinsella, Esq.  
Jeremiah T. Reynolds, Esq.  
**KINSELLA WEITZMAN ISER KUMP & ALDISERT LLP**  
808 Wilshire Boulevard, 3rd Floor  
Santa Monica, California 90401

And a courtesy copy of the foregoing delivered to:

Chief Judge Roslyn O. Silver  
United States District Court  
Sandra Day O'Connor U.S. Courthouse, Suite 624  
401 West Washington Street, SPC 59  
Phoenix, AZ 85003-2158

/s/Jentry S. Collins